

## Message Text

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64

ACTION EB-11

INFO OCT-01 EUR-25 ADP-00 COME-00 LOC-01 IO-13 L-03

CIAE-00 INR-10 NSAE-00 RSC-01 RSR-01 /066 W

----- 018545

R 061746Z AUG 73

FM AMEMBASSY BONN

TO SECSTATE WASHDC 6708

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E.O. 11652: N/A

TAGS: EIND, GW

SUBJECT: REQUEST FOR OBSERVER STATUS FOR US AT EUROPEAN  
PATENT CONVENTION CONFERENCE, SEPT. 10 - OCT. 6, 1973

REF: (A) STATE 152478; (B) STATE 094417

EMBASSY RECEIVED JULY 31 FRG NOTE VERBALE DATED JULY 27  
REPLYING TO EMBASSY NOTE OF MAY 21 SENT PURSUANT TO  
REFTEL (B). FRG REGRETS IT NOT IN POSITION TO COMPLY  
WITH US REQUEST FOR FRG ASSISTANCE IN OBTAINING INVITA-  
TION FOR OBSERVER STATUS. WHILE RECOGNIZING REASONS  
GIVEN BY US IN SUPPORT ITS REQUEST, NOTE INDICATES THAT  
GOVERNMENT CONFERENCE ON A EUROPEAN ISSUE OF LETTERS  
PATENT PROCEDURE PUT TOGETHER LIST OF PARTICIPANTS FOR  
THIS PURELY REGIONAL DIPLOMATIC CONFERENCE. FRG ALSO  
CITED DIFFICULTY OF ESTABLISHING CRITERIA FOR INVITING  
CERTAIN STATES AS OBSERVERS WHILE EXCLUDING OTHERS.  
RE US INTENTION TO APPLY FOR REVIEW AUTHORITY IN US  
WITHIN PCT FRAMEWORK, NOTE STATED THIS COULD NOT BE  
CONSIDERED AS PCT REVIEW AUTHORITIES NOT YET APPOINTED  
AND IT UNCERTAIN WHICH STATES CAN AND WILL ESTABLISH  
REVIEW AUTHORITIES. INVITATION AS OBSERVER BASED ON  
NUMBER OF PATENT APPLICATIONS COULD BE SEEN AS DISCRIM-  
INATORY BY OTHER STATES. ENLARGING PARTICIPANTS WOULD  
GO BEYOND PLANNED SCOPE OF CONFERENCE AND WOULD INVOLVE  
TECHNICAL DIFFICULTIES FOR FRG. FRG ASSUMED AS CERTAIN  
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THAT THERE WOULD BE A SIMILAR DECISION IN UNLIKELY EVENT

OF GOVERNMENT CONFERENCE AND DIPLOMATIC CONFERENCE  
IF LATTER WERE TO DECIDE ON ADMISSION APPLICATION.  
FRG NOTE INDICATES THAT INTERESTS OF US AND OTHER FUTURE  
MEMBERS OF ASSOCIATION CONCERNING PCT SHOULD BE FULLY  
GUARANTEED THROUGH PARTICIPATION IN CONFERENCE OF WORLD  
ORGANIZATION FOR INTELLECTUAL PROPERTY (WIPO).

2. FRG FONOFF REP (GRAEVE, LEGAL) PHONED TO EXPRESS  
PERSONAL REGRET, INDICATING THAT FURTHER PROBLEM POSED  
BY LIMITED CAPACITY OF PLANNED CONFERENCE HALL WHICH  
POSED NEED FOR REQUIREMENT THAT PARTICIPATING STATES  
HAVE NO MORE THAN THREE PERSONS ATTENDING CONFERENCE AT  
ANY ONE TIME. HE INDICATED THAT WIPO WOULD UNDOUBTEDLY  
KEEP CLOSE CONTROL OVER CONFERENCE DEVELOPMENTS AND  
KEEP MEMBERS, INCLUDING USG, INFORMED.

3. EMBASSY HAS REQUESTED COPY OF PROPOSED EPC AGREEMENT  
AND WILL POUCH SAME FOR COMMERCE ASAP.  
HILLENBRAND

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 06 AUG 1973  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** hilburpw  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1973BONN11237  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** n/a  
**From:** BONN  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1973/newtext/t19730856/aaaabphn.tel  
**Line Count:** 80  
**Locator:** TEXT ON-LINE  
**Office:** ACTION EB  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:**  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 73 (A) STATE 152478; (B) STATE 09441, 7  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** hilburpw  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 06 AUG 2001  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <06-Aug-2001 by izenbei0>; APPROVED <10-Sep-2001 by hilburpw>  
**Review Markings:**

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30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** REQUEST FOR OBSERVER STATUS FOR US AT EUROPEAN PATENT CONVENTION CONFERENCE, SEPT. 10 - OCT. 6, 1973  
**TAGS:** EIND, GE  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005